* ZONING COMMISSIONER Gent Road 1921 Ridge Road

8th Election District 3rd Councilmanic District Robert Bruce Stein, et ux Petitioners

* OF BALTIMORE COUNTY * Case No. 94-48-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

.

This matter comes before the Zoning Commissioner as an administrative variance filed by Robert Bruce and Tracey M. Stein for that property known as 1921 Ridge Road in the Owings Ridge Subdivision of Baltimore County. The Petitioners herein seek a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a lot line setback of 45 ft., in lieu of the required 50 ft., for a proposed rear addition, and to amend the First Amended Final Development Plan for Owings Ridge Lot 4, as more particularly described on Petitioner's Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of

Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore 🔼 day of September, 1993 that the Petition for a Zoning Variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a lot line setback of 45 ft., in lieu of the required 50 ft., for a proposed rear addition, and to amend the First Final Development Plan for Owings Ridge Lot 4, be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted herein:

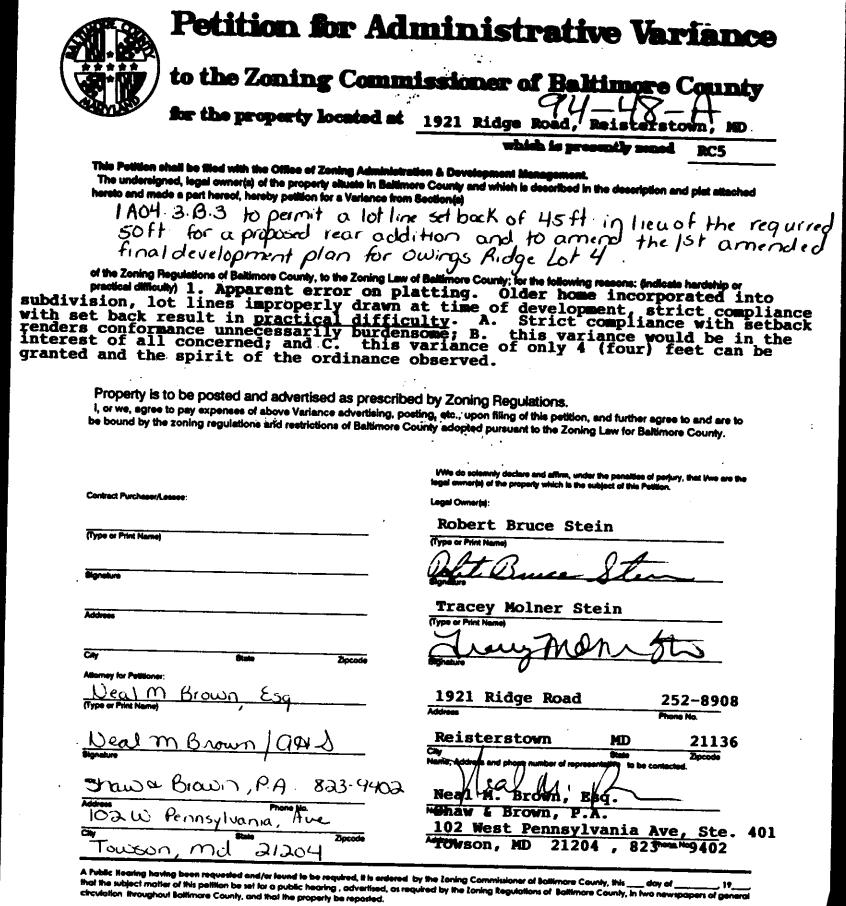
> 1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

ZONING COMMISSIONER FOR BALTIMORE COUNTY

EXAMPLE 3 - Zoning Description - 3 copies Three copies are required. Copies of deeds cannot be used in place of this description. Use this fill-in format provided whenever possible; otherwise, type or print on 8-1/2" x 11" sheet. ZONING DESCRIPTION FOR 1921 Ridge Road (address) Election District 8 Councilmanic District Beginning at a point on the South ____side of Ridge Road which is 60 feet (number of feet of right-of way width) (street on which property fronts) wide at a distance of 1333 Southwest (number of feet) (north, south, east or west) centerline of the nearest improved intersecting street Gent Road (name of street) which is 50 feet wide. *Being Lot # 4 (number of feet of right-of-way width) Block _____, Section #____ in the subdivision of Owings Ridge as recorded in Baltimore County Plat (name of subdivision) Book # 44 , Folio # 66 2.005 acres (square feet and acres) *If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber , Folio " and include the measurements and directions (metes and bounds only) here and on the plat in the correct location. Example of metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15'

22" W. 80 ft. to the place of beginning.

ZOMMO DEPARTMENT OF BALTIMORE COUNTY Touten, Maryland	
Posted for: Variance	Date of Posting 9/13/93
Potitioner: Robot 4TY10ey 5. Location of property: 1971 Ridge Rd.,	5/5, 1333 W/ Gon TRG
Location of Signe Facing 100 Sway, 00	Amerity of Pelitionis
Remarks: Posted by Mt Leb	Date of return: 9/20/9-3
Number of Signe:	
	ma a a Rma
Baltimore Quinty Zoning Administration & Development Management 111 West Chesapeake Avenue Towsen, Maryland 21206	Pecelipi
8/5/93	By JLL
RES VAR (ADMIN) CODE 010 \$.	50.00
SIAN POSTING CODE 080 \$.	35.00
TOTAL #8	5.00
Parallab Chock Page	02A02H0379KICHRC \$85.00 86_C011=23AH08-05-93



Baltimore County Government

Office of Zoning Administration

and Development Management

August 23, 1993

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans

Enclosed are all comments submitted thus far from the members of ZAC

The following comments are related only to the filing of future

submitted with the above referenced petition. The attached comments from

each reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning

commissioner, attorney and/or the petitioner, are made aware of plans or

problems with regard to the proposed improvements that may have a bearing

that offer or request information on your petition. If additional

hearing file. This petition was accepted for filing on August 5, 1993,

zoning petitions and are aimed at expediting the petition filing process

1. The director of Zoning Administration and Development Management

the necessity of a preliminary review by zoning personnel.

has instituted a system whereby seasoned zoning attorneys who

feel that they are capable of filing petitions that comply with

all aspects of the zoning regulations and petitions filing

requirements can file their petitions with this office without

comments are received from other members of ZAC, I will forward them to you. Otherwise, any comment that is not informative will be placed in the

ESIMATED POSITING DATE: 8/23/93

111 West Chesapeake Avenue

Neal M. Brown, Esquire

Towson, Maryland 21204

102 West Pennsylvania Avenue

RE: Case No. 94-48-A, Item No. 56

and a hearing was scheduled accordingly.

Petitioner: Robert Bruce Stein, et ux

Petition for Administrative Variance

Shaw & Brown, P.A.

Dear Mr. Brown:

on this case.

with this office.

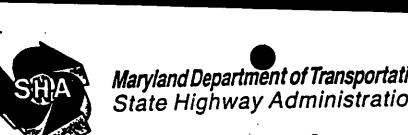
Suite 401

Towson, MD 21204

ITEM F: __

(410) 887-3353

Administrative Variance The undersigned hereby affirms under the penalties of perjusy to the Zoning Commissioner of Baltimore County, as follows That the information herein given is within the personal knowledge of the Affant(s) and that Affant(s) is/are competent to testify thereto in the event that a public bearing is scheduled in the future with regard thereto. That the Affiant(s) don/do presently reside at 1921 Ridge Road Reisterstown, Maryland 21136 That based upon personal knowledge, the following are the facts upon which live base the request for an Administrative Variance at the above address: (natural hardship or prested difficulty) Apparent error on platting. Older home incorporated into subdivision, lot lines improperly drawn at time of development, strict compliance with set back will results in practical difficulty. A. Strict compliance with set back renders conformance unnecessarily burdensome; B. this variance would be in the interest of all concerned; and C. this variance of only four (4) feet can be granted and the spirit of the ordinance observed. That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advert Robert Bruce Stein STATE OF MARYLAND, COUNTY, OF BALTIMORE, to wit: I HEREBY CERTIFY, this 15th day of of Maryland, in and for the County aforesaid, personally appeare Robert Bruce Stein and Tracey Molner Stein the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made outh in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal



O. James Lighthizer Hal Kassoff Administrator

8-13-93

Re: Baltimore County

Ms. Helene Kehring Zoning Administration and County Office Building Room 109 Towcon, Maryland 21204

Item No.: * 56 (JLL

approval as it does not access a State roadway and is not effected by any State Highway

John Contestabile, Chief Engineering Access Permits

My telephone number is _____ Teletypewriter for Impaired Hearing or Speech 383-7555 Baitimore Metro - 565-0451 D.C. Metro - 1-800-492-5062 Statewide Toll Free 707 North Caivert St., Baitimore, Maryland 21203-0717

Maryland Department of Transportation

Development Management 111 W. Chesapeake Avenue

Dear Ms. Kehring:

This office has reviewed the referenced item and we have no objection to Administration projects.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director Zoning Administration and Development Management

DATE: August 12, 1993

FROM: Pat Keller, Debuty Director Office of Planning and Zoning

SUBJECT: Petitions from Zoning Advisory Committee

The Office of Planning and Zoning has no comments on the following petition(s): Item Nos. 40, 41, 45, 53, 54, 55, 56, 57, 59, 61 and 63.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

PK/JL:lw

ZAC.40/PZONE/ZAC1

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

DATE: August 12, 1993 TO: Zoning Advisory Committee

FROM: <u>Jerry L. Pfeifer, Captain</u> Investigative Services

SUBJECT: August 23, 1993 - Meeting

#46 - Proposed building shall comply with the

1991 Life Safety Code.

#50 - Proposed buildings shall comply with the 1991 Life Safety Code.

Building shall comply with the 1991 Life Safety Code.

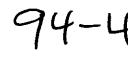
Proposed addition shall comply with the 1991 Life Safety Code.

#63 No comments.

JLP/dal

cc: | ile

Baltimore County Government Office of Zoning Administration and Development Management



94-48-A

(410) 887-3353

NOTICE OF CASE HUMBER ASSISTED.

Robert Bruce Stein and Tracey Holmer Stein Reisterstown, Haryland 21136

CASE MUMBER: 94-48-A (Item 56) 1921 Ridge Road S/S Ridge Road, 1333' W of Gent Road 8th Election District - 3rd Councilmanic

111 West Chesapeake Avenue

Towson, MD 21204

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact unde with this office recording the status of this case, should reference the case number and be directed to 867-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before August 22, 1993. The closing date (September 7, 1993) is the deadline for a neighbor to file a formal request for a public hearing. After the closing data, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) great the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reported and notice of the bearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are psychle by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Baltimore County Government Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

1) Posting fees will be accessed and paid to this office at the time of filing.

2) Billing for legal advertising, due upon receipt, will come

from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

For newspaper advertising: PLEASE FORWARD ADVERTISING BILL TO: PHONE NUMBER: 410 (25-2- 4908)

(Revised 04/09/93)

Plat to accompany Petition for Zoning Variance Special Hearing PROPERTY ADDRESS: 1921 Ridge Ro Subdivision name: Owings Ridge | play books 44 , folios 66 , lots 4 , sections OWNER: Robert B. & Tracey M. Stein 150 FT. TO RESIDENCE TO RESIDENCE . Onive way Scale of Drawing: 1'- 80'

